Our File: I-2-0203US

Date: December 1, 2003

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the **PATENT APPLICATION** of:

Joseph A. Kwak

Application No.: 09/939,410

Confirmation No.: 4309

Filed:

August 24, 2001

For: PHYSICAL LAYER AUTOMATIC

REPEAT REQUEST (ARQ)

Group:

2662

Examiner:

Tsegaye, Saba

## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT INCLUDING RULE 1.97(e)(2) STATEMENT RECEIVED

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 DEC 0 5 2003

Technology Center 2600

## Sir or Madam:

Further to Applicant's Duty of Disclosure pursuant to 37 C.F.R. §1.56, Applicant wishes to bring to the Examiner's attention the material cited on the enclosed Form PTO-1449, which was cited in an office action in related U.S. Application No. 10/085,187 (attorney docket no. I-2-0203.4US). A copy of the cited reference is enclosed.

This instant application also is related to U.S. Application Nos. 10/084,414 (attorney docket no. I-2-0203.1US), 10/084,043 (attorney docket no. I-2-0203.2US) and 10/085,203 (attorney docket no. I-2-0203.3US).

Pursuant to 37 C.F.R. §1.97(e)(2), no item of information contained in this Supplemental Information Disclosure Statement (SIDS) was cited in any communication from a foreign patent office in a counterpart foreign application, nor, to

Application No.: 09/939,410

the knowledge of the undersigned after making reasonable inquiry, known to any individual designated in §1.56(c) more than three months prior to the filing of this SIDS.

It is respectfully requested that the Examiner consider this document and return an initialed copy of the Form PTO-1449 indicating consideration of the cited materials.

Respectfully submitted,

Joseph A. Kwak

Bv

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PTO/SB/21 (05-03) Approved for use through 04/30/2003. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE collection of information unless it displays a valid OMB control are required to respond to a Application Number 09/939.410 TRANSMITTAL Filing Date August 24, 2001 **FORM** First Named Inventor Joseph A. Kwak Art Unit 2662 (to be used for all correspondence after initial filing) **Examiner Name** Tsegaye, Saba Attorney Docket Number I-2-0203US Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance communication Fee Transmittal Form Drawing(s) to Group Appeal Communication to Board Licensing-related Papers of Appeals and Interferences Fee Attached Appeal Communication to Group Petition (Appeal Notice, Brief, Reply Brief) Amendment/Reply Petition to Convert to a Proprietary Information After Final **Provisional Application** Power of Attorney, Revocation Status Letter Change of Correspondence Address Affidavits/declaration(s) Other Enclosure(s) (please **Terminal Disclaimer** Identify below): Extension of Time Request Form PTO-1449 and Copy of One (1) Cited Request for Refund **Express Abandonment Request** Reference Supplemental × CD, Number of CD(s) Information Disclosure Statement Remarks Certified Copy of Priority Document(s) DEC 0 5 2003 Response to Missing Parts/ Incomplete Application **Technology Center 2600** Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Reg. No. 46,259 Frank A. Mazzeo Individual name Volpe and Koenig, P.C. Signature Date CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. Typed or printed name Frank A. Mazzeo Date Signature

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.